I.A.B. INVESTIGATIVE NARRATIVE
IV #2125220

Date: **July 27, 2004**
Time: **Approximately 0330 Hours**
Location: **Dormitory 816, North County Correctional Facility**

Subjects:
Michael Carpenter, Deputy, #[redacted]
[redacted], Deputy, #[redacted]
Casey Cheshier, Senior Deputy, #[redacted]

This investigation relates to an I.A.B. call-out concerning a use of force on July 27, 2004, where Deputy Carpenter and Deputy [redacted] struck Inmate Norval Hartley, Booking Number 8152912, in the face and torso. The incident occurred when the deputies attempted to have Inmate Hartley transferred to pre-discipline for a violation of jail rules. Inmate Hartley refused to get out of his bunk forcing Deputy Carpenter and [redacted] to use control holds to get him to comply with their orders. Then, while attempting to have Inmate Hartley enter the day room to be searched and handcuffed, Inmate Hartley began struggling with the deputies. As a result of this altercation, Inmate Hartley received a fracture to his left jaw **(Exhibit A)**.

I, Sergeant John Cleary, went to the jail ward at the LAC/USC Medical Center in Los Angeles and interviewed Inmate Hartley. I then met I.A.B. Sergeant David Stunson at the North County Correctional Facility (N.C.C.F.) where we conducted interviews of the some of the involved deputy personnel as well as witnesses. I also obtained videotaped interviews with Inmate Hartley as well as the other inmate in Dormitory 816. I also received a 3.5 inch computer disk containing still photos of the injuries received by Inmate Hartley. The photos are of a poor quality. In that I took photos of Inmate Hartley's injuries the same day, these copies of these photos do not appear in the case file **(Exhibit B)**. The videotapes and the computer disk are being submitted.

The use of force was fully reported both verbally to Sergeant Quichocho and later on a Sheriff's Department Incident Report and several Supplemental Reports **(Exhibit C)**.

WITNESS STATEMENTS

IAB Note: The inmates in Dormitory 816 were asked to give statements about what they heard or saw during the altercation between deputy personnel and Inmate Hartley. The following summaries are from the inmates who agreed to make a statement. The rest of the inmates declined to talk about this incident.

Inmate [redacted] #[redacted]

Inmate [redacted] said he was sleeping in a bunk on the top tier in Dormitory 816 at NCCF on July 27, 2004. He could not see Inmate Hartley's bunk but, was able to clearly hear what was going on.

During the deputies late night walk through, he thought he heard a deputy pull a blanket off an inmate and that action startled the inmate. The inmate woke up abruptly and, seemed to be agitated. The inmate told the deputy that he had been startled and it would take a minute for him to calm down and then he would go back to sleep. He did not hear the inmate use any profanity toward the deputies. Inmate [redacted] said he could hear some words being exchanged between the inmate and the deputies before they were able to calm the inmate down. He could not make out what was being said. After several minutes, it became quiet and Inmate [redacted] went back to sleep.

After count, Inmate [redacted] heard the Dormitory door open and looked up. He couldn't see Inmate Hartley's bunk, but could hear what was going on. He heard the deputies come into the Dormitory. From what he could hear, the deputies came in and, with no warning to Inmate Hartley, pulled him from his bunk.

Inmate [redacted] was asked if the deputies called to Inmate Hartley to roll up his property prior to the physical altercation at his bunk. Inmate [redacted] said the deputies did not warn Inmate Hartley ahead of time that they wanted him to roll up his property so they could escort him to pre-discipline. When asked for more detail of what he heard the deputies say to Inmate Hartley, Inmate [redacted] said he heard the deputies tell the inmate to lay down and hold still and, what sounded like a scuffle.

Inmate [redacted] said the deputies handcuffed the inmate and took him into the day room. He could not see into the day room, but could hear what was going on. After getting to the day room, Inmate [redacted] heard a deputy say, "You want to be a smart ass? You think you're a tough guy? You think you can stand up to me and my deputies?" He then heard the sound of metal hitting flesh and a scream. This noise went on for several minutes.

Inmate [redacted] #[redacted]

Inmate [redacted] was in bunk [redacted] on the opposite side of the module from Inmate Hartley's bunk. He was also on a lower bunk and could not see the incident. He said he could hear what was going on.

Inmate [redacted] said it sounded as if Inmate Hartley was startled by the deputies when they were doing the count. He could hear Inmate Hartley begin yelling at the yelling at the deputy(s) saying, "What the fuck y'all waking me up for?" Inmate Hartley then called the deputy, "A dumb mother fucker." The deputy returned the "Dumb Mother fucker" comment back to Inmate Hartley. After this exchange, the deputies were able to calm Inmate Hartley down and get him to lay back on his bunk. The count was completed and the deputies left the Dormitory.

After count, Inmate [redacted] saw deputies reentered the Dormitory and he heard a scuffle. He looked across the Dormitory and was able to see four or five deputies dragging Inmate Hartley out of the Dormitory. He then heard yelling, "Stop, stop! Help, help," coming from the day room. He also heard someone yelling, "Shut up, shut up!" He did not hear any punches being thrown or the sound of flashlight strikes.

IAB Note: Inmate [redacted] said that after the incident, two inmates who gave statements about what they heard or saw were rolled up and taken from the module. I reviewed the transfer lists for the 800 building and found no record of any inmate transfers from Dormitory 816 on 08/27/04.

Inmate [redacted] # [redacted]
Inmate [redacted] said he was in his bunk, [redacted] when the incident occurred. He was on a top bunk, about ten to fifteen feet from where Inmate Hartley was sleeping. Inmate [redacted] was awakened by the sound of a deputy telling Inmate Hartley to lay down on his bunk. He looked up and saw Inmate Hartley sitting up and talking back to the deputies. He saw inmates getting up from their bunks to see what was going on. He then lay back on his bunk as he wanted to avoid getting into a problem with the deputies himself.

After count, Inmate [redacted] fell back to sleep. He was awakened by the sound of a scuffle and saw Inmate Hartley standing on the floor near Inmate [redacted] bunk. Inmate Hartley was swearing at the deputies. He did not hear the deputies using profanity toward Inmate Hartley. A deputy, whom he could not identify, was trying to restrain Inmate Hartley with a control hold. It looked to Inmate [redacted] that Inmate Hartley was struggling with the deputies and trying to take a swing at them. The deputies were able to control Inmate Hartley, get him out of his bunk and walk him out of the Dormitory.

Inmate [redacted] said he did not hear anything after Inmate Hartley left the Dormitory. When I told him other inmates had said they heard screaming coming from the day room, Inmate [redacted] said that there are inmates in every Dormitory who will stick up for their own race. He went on to say there are inmates who will make up stories to support another inmate in a claim against the deputies. Inmate [redacted] said that right after Inmate Hartley was taken from the Dormitory, other inmates began passing stories about what they saw the deputies do to Inmate Hartley.

Senior Deputy Marlon Johnson
Senior Deputy Johnson's statement was taken from an interview conducted by myself on August 30, 2004.

Senior Johnson said that on early morning shift on July 27, 2004 he was the Building Senior in the 800 building at NCCF. In that position, he had functional supervision over Dormitory 816.

Senior Johnson went on to describe what he saw happen between Inmate Norval Hartley and Deputy [redacted] during the 0300 count. Deputy Johnson said he was at the 815 staff station,

monitoring the count. When Deputy [redacted] called to the upper tier for the count, he saw Inmate Hartley immediately get up from his bunk and begin yelling at Deputy [redacted]. At first, it appeared to Senior Johnson as if Inmate Hartley was yelling at another inmate. He then realized Inmate Hartley was yelling at Deputy [redacted] Inmate Hartley was using profanity and, had a very tense posture while he was sitting on the bunk.

Senior Johnson said he walked from the staff station, where he had been standing, into Dormitory 816 and began speaking with Inmate Hartley. He tried to calm Inmate Hartley down by telling him he was talking to deputies, not inmates and that they were doing count as they do every night. Inmate Hartley stared at Senior Johnson and, without saying anything further, he laid back down on his bunk.

After completing count, Senior Johnson returned to his office. About twenty to thirty minutes after the incident with Inmate Hartley in Dormitory 816, he received a call from Deputy Wolfe. Deputy Wolfe asked for permission to roll up Inmate Hartley. Senior Johnson said that would be fine. He said he hung up the phone and began walking to the 815 staff station. Senior Johnson did this because he thought Inmate Hartley to be a potentially hostile inmate and, he might still be agitated from the first incident. Senior Johnson said he wanted to be there for the roll up. He did say he did not tell Deputy Wolfe to wait until he got there before going into the Dormitory to roll Inmate Hartley up.

When Senior Johnson got to Dormitory 816, he was met by deputies. They were breathing hard and appeared to have just been in a physical altercation. He gave them time to calm down and then asked what happened. He saw Inmate Hartley in the day room. Inmate Hartley was handcuffed.

The deputies told Senior Johnson, that they had gone in to contact Inmate Hartley, that Hartley had become aggressive and, they pulled him out of his bunk. Fearing other inmates would become involved, they took him into the day room to handcuff and search him.

Even though Senior Johnson said he thought Inmate Hartley was a potentially violent inmate, he did not tell Deputy Wolfe to wait for him before going into Dormitory 816 to roll up Inmate Hartley. It took him approximately three minutes to walk from the 800 office to Dormitory 816.

Inmate Hartley did not make any statement to Senior Johnson about what had happened to him. The deputies involved did not make any statements to Senior Johnson other than advising him that they had been involved in a use of force.

Custody Assistant Ryan Ramirez

C.A. Ramirez was present in Dormitory 816 during the count. He did not witness the use of force.

C.A. Ramirez said his attention was drawn to Inmate Hartley when Inmate Hartley sat up in his bunk and began waving his arms at Deputy [redacted] yelling, "What the fuck? Why the fuck do

you guys have to wake me up? What's up with all this shit?" While doing this, Inmate Hartley was waving his arms around.

Deputy [redacted] told Inmate Hartley to calm down, it was count time and he needed to calm down and go back to sleep. Inmate Hartley continued to wave his arms and yell, "Fuck this! What's up with all this shit?" C.A. Ramirez said he saw Deputy Carpenter and Deputy Burnett come down from the upper tier and walk to Inmate Hartley's bunk. Senior Johnson walked in from the staff station and convinced Inmate Hartley to lay down and be quiet.

Deputy Jeremy Burnett
Deputy Burnett C.A. Ramirez was present in Dormitory 816 during the count. He did not witness the use of force.

Deputy Burnett was assisting with the count in the upper deck of Dormitory 816. He heard Deputy [redacted] announce the count to Senior Johnson at the staff station. Deputy Burnett said he saw an inmate sit up in his bed and begin yelling profanities at Deputy [redacted]. The inmate said, "What the fuck is this? Why am I getting woke up, you startled me."

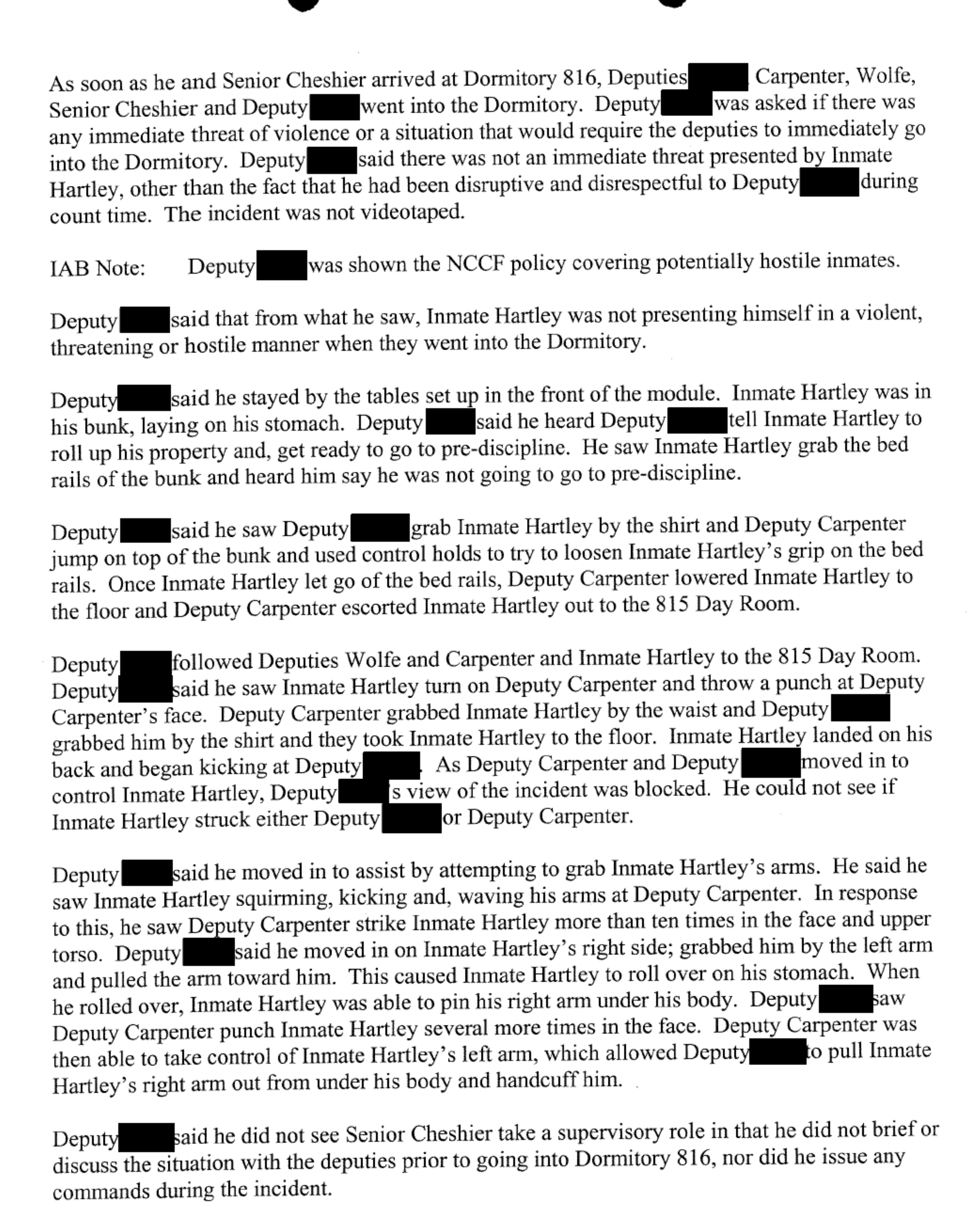
At that point, other inmates began waking up and got off their bunks. He and Deputy Carpenter walked downstairs to make sure Deputy [redacted] was not alone with this inmate. He said Deputy Wolfe, Deputy [redacted] and Senior Johnson talked to the inmate and were able to calm him down. The inmate then laid back down on his bunk.

Deputy [redacted]
Deputy [redacted] was initially interviewed at NCCF on 07/27/04 as part of a use of force investigation and then interviewed again on 08/04/04 regarding the administrative investigation. This summary is taken from both interviews.

Deputy [redacted] said he has been assigned to NCCF for about [redacted] years and had worked every assignment there except Central Control. On July 27, 2004 he was not present in Dormitory 816 during the 0300 count and did not see Inmate Hartley's verbal assault on Deputy [redacted].

Deputy [redacted] said Deputy Wolfe called the IPA, where Deputy [redacted] is assigned, and asked for back up at Dormitory 816 to help him roll an inmate up. Deputy [redacted] said he and Senior Cheshier went to Dormitory 816. He said it was not common for deputies to call over the phone to ask for back up, but it is done from time to time. The reason for the telephone call, instead of a backup request over the radio, is because a radio transmission for back up can be interpreted as an emergent request and can attract many more people than is necessary to roll up the inmate.

Deputy [redacted] said he did not hear any request for a supervisor to respond to Dormitory 816 and Senior Cheshier went along with him because all the other IPA personnel were busy preparing the court lines.



As soon as he and Senior Cheshier arrived at Dormitory 816, Deputies [redacted] Carpenter, Wolfe, Senior Cheshier and Deputy [redacted] went into the Dormitory. Deputy [redacted] was asked if there was any immediate threat of violence or a situation that would require the deputies to immediately go into the Dormitory. Deputy [redacted] said there was not an immediate threat presented by Inmate Hartley, other than the fact that he had been disruptive and disrespectful to Deputy [redacted] during count time. The incident was not videotaped.

IAB Note: Deputy [redacted] was shown the NCCF policy covering potentially hostile inmates.

Deputy [redacted] said that from what he saw, Inmate Hartley was not presenting himself in a violent, threatening or hostile manner when they went into the Dormitory.

Deputy [redacted] said he stayed by the tables set up in the front of the module. Inmate Hartley was in his bunk, laying on his stomach. Deputy [redacted] said he heard Deputy [redacted] tell Inmate Hartley to roll up his property and, get ready to go to pre-discipline. He saw Inmate Hartley grab the bed rails of the bunk and heard him say he was not going to go to pre-discipline.

Deputy [redacted] said he saw Deputy [redacted] grab Inmate Hartley by the shirt and Deputy Carpenter jump on top of the bunk and used control holds to try to loosen Inmate Hartley's grip on the bed rails. Once Inmate Hartley let go of the bed rails, Deputy Carpenter lowered Inmate Hartley to the floor and Deputy Carpenter escorted Inmate Hartley out to the 815 Day Room.

Deputy [redacted] followed Deputies Wolfe and Carpenter and Inmate Hartley to the 815 Day Room. Deputy [redacted] said he saw Inmate Hartley turn on Deputy Carpenter and throw a punch at Deputy Carpenter's face. Deputy Carpenter grabbed Inmate Hartley by the waist and Deputy [redacted] grabbed him by the shirt and they took Inmate Hartley to the floor. Inmate Hartley landed on his back and began kicking at Deputy [redacted]. As Deputy Carpenter and Deputy [redacted] moved in to control Inmate Hartley, Deputy [redacted]'s view of the incident was blocked. He could not see if Inmate Hartley struck either Deputy [redacted] or Deputy Carpenter.

Deputy [redacted] said he moved in to assist by attempting to grab Inmate Hartley's arms. He said he saw Inmate Hartley squirming, kicking and, waving his arms at Deputy Carpenter. In response to this, he saw Deputy Carpenter strike Inmate Hartley more than ten times in the face and upper torso. Deputy [redacted] said he moved in on Inmate Hartley's right side; grabbed him by the left arm and pulled the arm toward him. This caused Inmate Hartley to roll over on his stomach. When he rolled over, Inmate Hartley was able to pin his right arm under his body. Deputy [redacted] saw Deputy Carpenter punch Inmate Hartley several more times in the face. Deputy Carpenter was then able to take control of Inmate Hartley's left arm, which allowed Deputy [redacted] to pull Inmate Hartley's right arm out from under his body and handcuff him.

Deputy [redacted] said he did not see Senior Cheshier take a supervisory role in that he did not brief or discuss the situation with the deputies prior to going into Dormitory 816, nor did he issue any commands during the incident.

Deputy Michael Wolfe
Deputy Wolfe was interviewed as a witness at NCCF on April 25, 2004. At his insistence, he was represented by Mr. James Brady of Green and Shinee.

Deputy Wolfe said he had worked for the Sheriff's Department for almost seventeen years and had been assigned to NCCF for a little over [redacted] years. He is currently assigned as a Senior Deputy at Operation Safe Jails (OSJ), the jail street and prison gang investigative unit. He was working as a prowler in the 800 Building on overtime on July 27, 2004.

Deputy Wolfe described the altercation between Deputy [redacted] and Inmate Hartley by describing Inmate Hartley sitting up in his bunk and cursing Deputy [redacted] for waking him up. Deputy Wolfe said he was caught off guard by Inmate Hartley's actions. Deputy Wolfe said that after they finished the count in the 800 Building, he and Deputy Carpenter decided that Inmate Hartley had violated jail policy by swearing at Deputy [redacted] and delaying the count. They decided that Inmate Hartley needed to be rolled up and sent to pre-discipline.

Deputy Wolfe said he called the 800 Building Senior, Senior Marlon Johnson, and got approval to roll Inmate Hartley up. Deputy Wolfe said Senior Johnson asked if they wanted him to respond to supervise the roll up. Deputy Wolfe said he did not think they needed a supervisor there and Senior Johnson told him, "All right." (Indicating Senior Johnson would not be responding)

Deputy Wolfe said that he, Deputies Carpenter, [redacted] and Senior Cheshier, went in to roll up Inmate Hartley. Deputy Wolfe said he did not have an prior discussion with the other deputies as to how they were going to handle the roll up because he did not feel that there was going to be a problem. As far as Deputy Wolfe was concerned, he understands that every inmate is potentially hostile, and that any inmate would be agitated if he was startled awake at 3:30AM. However, he did not expect Inmate Hartley to be resistive or violent to their commands. He said that because of the early hour, and that most of the Dormitory was sleeping, they did not give any thought to calling Inmate Hartley out of his bunk and having him come to the Dormitory door with his property.

When they approached Inmate Hartley, he was laying on his stomach in his bunk. Deputy Wolfe heard Inmate Hartley refuse Deputy [redacted]'s order to get out of his bunk and roll up his property in preparation to go to pre-discipline. He saw Inmate Hartley grab the rails of the bunk and heard him tell Deputy [redacted] that he was not getting out of his bunk. He saw Deputy Carpenter grab Inmate Hartley and pull him out of his bunk and walk him out of the module. Once this had happened, Deputy Wolfe thought everything was over and Inmate Hartley was going to cooperate. Deputy Carpenter took Inmate Hartley to the day room. They were followed by Deputies [redacted], [redacted] and Wolfe.

Once they reached the day room, Deputy Wolfe saw Inmate Hartley turn on Deputy Carpenter and begin fighting with him. He saw Deputy Carpenter tackle Inmate Hartley and the two went to the floor. Deputy Carpenter was trying to control Inmate Hartley's upper body and Deputy

[redacted] joined in by trying to grab Inmate Hartley's legs. Inmate Hartley was kicking at Deputy [redacted]. Deputy Wolfe said he saw Deputy Carpenter strike Inmate Hartley in the face and upper body. He did not see Deputy [redacted] hit Inmate Hartley. After several seconds, Deputy [redacted] helped Deputy Carpenter gain control of Inmate Hartley and they were able to handcuff him. In that three deputies were controlling Inmate Hartley, Deputy Wolfe did not see it necessary to become involved in the altercation with Inmate Hatley and used no force in this incident.

When asked why the they did not handcuff Inmate Hartley earlier, Deputy Wolfe said the thought did not cross his mind. He thought it was perhaps that Deputy Carpenter, who had physical control of Inmate Hartley, did not want to release him prior to getting him to the day room. Deputy Wolfe said all inmates being rolled up are taken to a day room because there are no holding cells to place them in while the paper work is being prepared.

Deputy Wolfe said he heard Inmate Hartley use profanity toward Deputy [redacted] during the initial contact with him at count time but, did not hear Deputy [redacted] return any profanity toward Inmate Hartley. He did not hear any profanity used by anyone during the second contact with Inmate Hartley.

Deputy Wolfe was asked to describe why he did not consider Inmate Hartley a potentially violent inmate. Deputy Wolfe said he felt that Inmate Hartley's actions were more verbal posturing than an indicator of imminent physical violence.

Sergeant Frank Quichocho

Sergeant Quichocho was interviewed at NCCF on August 4, 2004.

At the time of the incident, Sergeant Quichocho had been assigned to NCCF for about [redacted] months. In that time, he could recall one or two incident where he supervised an operation to control a potentially violent inmate.

Sergeant Quichocho said he first found out about the use of force involving Deputies [redacted], Carpenter and [redacted] at about 0340 Hours on August 27, 2004. He later read, and approved, the incident reports written by the involved personnel.

In Sergeant Quichocho's opinion, the deputies should have handled Inmate Hartley as a potentially violent inmate because of his behavior during their first contact with Inmate Hartley at count time. Sergeant Quichocho said, that since there was no exigency which required the deputies to immediately enter the Dormitory, the deputies should have requested the Building Senior be present prior to contacting Inmate Hartley and that a video camera should have been used to document Inmate Hartley's actions and the response by the deputies.

Sergeant Quichocho said he believes the deputies acted with the best intentions when they contacted Inmate Hartley to roll him up and the situation simply, "went sideways on them." He indicated that a little planning prior to going into the Dormitory may have resulted in a different outcome for the incident.

SH-R-77 (RED TTP) REV. for WP6.0 11/94

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT SUPPLEMENTAL REPORT

DATE: July 27, 2004

FILE: 004-00945-5640-058

C: Assault on a Peace Officer, 243 (c)(1)P.C.

ACTION: Additional Information

V: Carpenter, Michael #[redacted]

D:

S: Hartley, Norval BKG #8152912

NARRATIVE

The purpose of this supplemental report is to provide additional information to the force I used regarding the above incident. While working as 800 prowl 2, I was conducting 0300 count in dorm 816 along with several Deputies assigned to 800 building. I called out the number of inmates that were present on the upper deck down to Deputy [redacted] #[redacted] who was conducting count on the lower deck. Deputy [redacted] added the two counts and called out the total number of Inmates in the dorm to Sr. Johnson #[redacted] S/1 Hartley bkg#8152912 immediately sat up on his bunk and yelled, "What the fuck are you yelling at me for." Deputy [redacted] told Hartley to lay back down and be quiet. S/1 Hartley continued to shout profanities in a hostile manner towards Deputy [redacted]. While Deputy [redacted] was continuously ordering Hartley to stop causing a disturbance, I walked down stairs to assist because it appeared the situation was going to escalate. As I approached Hartley's bunk Sr. Johnson entered the dorm and attempted to calm the situation by explaining to Hartley that this is how we conduct count every night. Sr. Johnson told Hartley to lay down and let us continue with our job. S/1 Hartley finally complied and we continued with the 0300 count.

After completing count Deputy Wolfe #[redacted] and I returned to the 815 staff station to send S/1 Hartley to pre-discipline for creating a disturbance and disrespect the staff. Sr. Johnson was notified that we were sending S/1 Hartley to 900 building for disciplinary housing. Prior to entering the dorm Deputy [redacted] had advised us that S/1 Hartley had been walking around the dorm talking with other Inmates. Having this information we requested additional Deputies assigned to the IPA to assist us with escorting Hartley out of the dorm.

When Sr. Cheshier #[redacted] and Deputy [redacted] #[redacted] arrived, Deputy [redacted] and I entered the dorm and approached S/1 Hartley's bunk and ordered him to gather his property because he was going to disciplinary housing. While laying on his stomach, S/1 Hartley immediately grabbed the rail of the bunk and said "No, I am not." Deputy [redacted] grabbed S/1 Hartley by the shirt and attempted to remove him from the bunk. Seeing that Deputy [redacted] was having difficulty, I climbed on top of the bunk and grabbed S/1 Hartley's arms from behind at the elbows and removed him from the bunk. Keeping the same hold of his arms I quickly escorted him out of the dorm to avoid any altercations inside the dorm. Although S/1 Hartley was not being combative, he was being quite resistant, by trying to pull from my hold and while I was escorting him to the 815 dayroom to be handcuffed. It should be noted, it is facility policy to handcuff and search Inmates prior to going to 900 building. Prior to entering the dayroom S/1 Hartley put his right foot against the door in an attempt to stop from entering the dayroom.

BY: Michael Carpenter #[redacted]

APPROVED: F. [illegible] #[redacted]

ASSIGNED: O.S.J.

SECRETARY:

DATE: July 27, 2004 FILE NO. 004-00945-5640-058

Once inside the 815 dayroom S/1 Hartley broke free from my hold, turned in an attempt to throw a punch. I grabbed S/1 Hartley around the waist and took him to the ground inside the dayroom. S/1 Hartley landed on his back and immediately tried to punch and kick Deputy [redacted] and I. I along with Deputy Wolfe, ordered S/1 Hartley to stop fighting and place his hands behind his back. When S/1 Hartley did not comply I began punching him in the head numerous times. S/1 Hartley continued punching and kicking despite my attempt to stop his attack. I again ordered S/1 Hartley to stop fighting and place his hands behind his back with no response other than his continuous attempt to strike Deputy [redacted] and I. I started striking S/1 Hartley numerous times in his chest, stomach and rib areas. It was at this time Deputy [redacted] was able to grab S/1 Hartley's left arm and pulled him onto his stomach. When S/1 Hartley rolled onto his stomach he pulled his arms underneath him and continued to kick and resist. I punched him three more times on the right side of his body in an attempt to stop this incident from continuing. I was finally able to gain control of S/1 Hartley's left wrist and get the hand cuff on but S/1 Hartley continued to keep his right arm underneath him. After numerous verbal commands were given S/1 Hartley still continued to struggle but Deputy [redacted] was finally able to gain control of his right arm and I handcuffed him. Sgt. Quichocho was immediately notified of the force I used.